

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA OF
NORTHERN DIVISION

LEON FOY, #125322,)	
)	
Plaintiff,)	
v.)	CASE NO. 2:05-cv-946-F
)	WO
BOB RILEY, <i>et al.</i> ,)	
)	
Defendants.)	

ORDER

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

1. The plaintiff's objection (Doc. #7) to the Recommendation of the Magistrate Judge (Doc. #4) filed on October 25, 2005 is overruled;
 2. The Recommendation of the Magistrate Judge entered on October 13, 2005 is adopted;
 3. The plaintiff's Motion for Class Certification is DENIED.
 4. This case is referred back to the Magistrate Judge for appropriate proceedings
- DONE this 7th day of November, 2005.

/s/ Mark E. Fuller
CHIEF UNITED STATES DISTRICT JUDGE